

REMARKS

In paragraph 2 of the Action, claim 7 was rejected under 35 U.S.C. 112, second paragraph. In paragraph 4 of the Action, claims 1-7 and 9-11 were rejected under 35 U.S.C. 102(e) as being anticipated by Miyaoh. In paragraph 6 of the Action, claim 8 was rejected under 35 U.S.C. 103(a) as being unpatentable over Miyaoh.

In view of the rejections, claim 1 has been amended to clarify the structure of the invention. Claim 4 has been amended to correct a clerical error, and claim 7 has been amended to obviate the rejection. Claim 8 has been amended to independent form. Also, new claims 12 and 13 have been filed.

A cylinder head gasket of claim 1 comprises one metal plate for forming the gasket having a cylinder bore and a folded portion formed around the cylinder bore, and a paint coating formed on at least one side of the metal plate outside the folded portion without overlapping thereto for forming a surface pressure thereat. The paint coating has a hardness of 2H-6H in pencil hardness without foaming.

In Miyaoh, a cylinder head gasket includes a primary sealing portion, and a secondary sealing portion formed of a bead and a foamed coating layer. In the present invention, the paint coating has the hardness of 2H-6H in pencil hardness without foaming. The paint coating with the hardness of 2H-6H in pencil hardness is different from the foamed coating layer as disclosed in Miyaoh.

In the invention, the paint coating is not compressed so much, but the foamed coating layer is easily compressed when the gasket is installed between the cylinder head and the cylinder block. Therefore, the operation of the paint coating of the invention is different from the foamed coating layer of Miyaoh. Claim 1 now amended is not anticipated by Miyaoh.

As stated in the Action, Miyaoh was assigned to Ishikawa Gasket Co., Ltd, and the present application was already assigned to the same company (Reel/Frame 014812/0835).


In view of the situation, a terminal disclaimer relative to Miyaoh has been prepared and filed herewith. Claims of the application should be allowed under 35 U.S.C. 103(c).

Reconsideration and allowance are earnestly solicited.

A credit card authorization form in the amount of \$130.00 is attached herewith for the terminal disclaimer fee.

Respectfully Submitted,

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